



UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of : Confirmation No. 9667
Ingvar SELMER-OLSEN et al. : Attorney Docket No. 2001-0136A
Serial No. 09/762,821 : Group Art Unit 1761
Filed April 23, 2001 : Examiner Carolyn A. Paden

AQUEOUS PRESERVATIVE

TERMINAL DISCLAIMER UNDER 37 CFR 1.321

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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The owner, Norsk Hydro ASA, of 100% interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 USC 154 to 156 and 173, as shortened by any terminal disclaimer, of prior U.S. Patent No. 5,993,875, issued November 30, 1999. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 USC 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims cancelled by a reexamination certificate;

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☐ The undersigned is empowered to act on behalf of the organization.

☒ The undersigned is an attorney of record.

January 22, 2004

By:


Michael R. Davis, Reg. No. 25,134

Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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